

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

AYANNA KEISHA BROWN,

Plaintiff,

v.

No.

EQUIFAX INFORMATION SERVICES LLC,

Defendant.

NOTICE OF REMOVAL

Without submitting to the jurisdiction of this Court and without waiving any available defenses, Defendant EQUIFAX INFORMATION SERVICES LLC, erroneously named in the Complaint as Equifax Credit Information Services, Inc. ("Equifax"), by counsel, and pursuant to 28 U.S.C. §§ 1331, 1441, and 1446, hereby removes this action from the Second Judicial District Court, Bernalillo County, State of New Mexico to the United States District Court for the District of New Mexico. Removal is warranted under 28 U.S.C. § 1441(a) because this Court has original jurisdiction over Plaintiff's Fair Credit Reporting Act, 15 U.S.C. § 1681, *et seq.* ("FCRA") claim under 28 U.S.C. § 1331. In support of this Notice of Removal, Equifax states as follows:

BACKGROUND

1. On April 23, 2020, Plaintiff filed an action in the Second Judicial District Court captioned *Ayanna Keisha Brown v. Equifax Credit Information Services, Inc.*, Case No. D-202-CV-2020-01853 (the "Complaint"). Equifax was served on April 27, 2020. In her Complaint, Plaintiff alleged violations of the FCRA.

TIMELINESS OF REMOVAL

2. The Notice of Removal is timely pursuant to 28 U.S.C. § 1446(b) because it has been filed within thirty days of service of the Complaint upon Defendant. *See* 28 U.S.C. § 1446(b).

FEDERAL QUESTION JURISDICTION

3. This Court has original jurisdiction over this action pursuant to 28 U.S.C. § 1331 because Plaintiff's FCRA claim arises from the Constitution, laws, or treaties of the United States. Accordingly, this action is removable to this Court pursuant to 28 U.S.C. § 1441(a).

VENUE

4. Venue lies in the District of New Mexico pursuant to 28 U.S.C. §§ 1441(a) and 1446(a). This action originally was brought in the Second Judicial District Court, Bernalillo County, State of New Mexico.

NOTICE OF REMOVAL

5. Notice of this Notice of Removal will promptly be served on Plaintiff and the Clerk of the Second Judicial District Court, Bernalillo County, State of New Mexico.

6. Pursuant to 28 U.S.C. § 1446(a), a copy of all process and pleadings served upon Equifax to date is attached. *See Exhibit A.*

7. No previous application has been made for the relief requested herein.

WHEREFORE, Equifax respectfully removes this action from the Second Judicial District Court, Bernalillo County, State of New Mexico, bearing Case Number D-202-CV-2020-01853, to this Court.

WIGGINS, WILLIAMS & WIGGINS
A Professional Corporation

By /s/ Patricia G. Williams
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I HEREBY CERTIFY that on the 27th day of May, 2020,
I filed the foregoing electronically through the CM/ECF system,
which caused all parties or counsel of record to be served by electronic
means, as more fully reflected on the Notice of Electronic Filing and
by email to:

Robert D. Mueller, Attorney for Plaintiff
Mbuna4@gmail.com

/s/ Patricia G. Williams
Patricia G. Williams